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PATENT APPLICATION

ATTORNEY DOCKET NO. 10016615-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): **JOHNSON, Leith**

Confirmation No.: 8105

Application No.: 10/017,371

Examiner: Tsai, Sheng Jen

Filing Date: December 7, 2001

Group Art Unit: 2186

Title: Virtualized Resources in a Partitionable Server

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, March 5, 2007, rejecting the following claims 1-5, 8-11, 14-21, 23, 25, and 27-31.

The fee for this Notice of Appeal is (37 CFR 1.17(B)) **\$500.00**.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month
\$120

☐ 2nd Month
\$450

☐ 3rd Month
\$1050

☐ 4th Month
\$1590

☐ The extension fee has already been filed in this application

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of \$ 500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **08-2025** pursuant to 37 CRF 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

Respectfully submitted,

JOHNSON, Leith

By: Robert Plotkin, Esq.

I hereby certify that this document is being transmitted to the Patent and Trademark Office via electronic filing.

Date of Transmission: April 20, 2007

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Date : April 20, 2007

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